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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION III

841 Chestnut Building
Philadelphia, Pennsylvania 19107

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

NOV 16 1989

In Reply Refer to: 3HW23

Robert W. Teets, Director
Environmental Affairs
Cooper Industries, Inc.
First City Tower, Suite 4000, P.O. Box 4446
Houston, Texas 77210

RE: Osborne Landfill, Grove City, Pennsylvania

Dear Mr. Teets:

The U.S. Environmental Protection Agency ("EPA") is seeking information concerning a release, or the threat of a release, of hazardous substances into the environment at the above referenced site. Pursuant to the authority of Section 3007 (a) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. Section 6927 (a), and Section 104 (e) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 ("CERCLA"), 42 U.S.C. Section 9604(e), as amended by the Superfund Amendments and Reauthorization Act of 1986 ("SARA"), you are requested to furnish all information and documents in your possession, custody, or control, or in the possession, custody, or control of your officers, employees or agents which concern, refer, or are related to RCRA listed Wastes as defined by 40 CFR 261 that were transported to, treated, stored, or disposed of at the Osborne Landfill.

All information and documents requested are due to the address listed below within ten (10) calendar days of receipt of this letter. Your failure to respond or to adequately justify your lack of response may result in the issuance of a compliance order pursuant to Section 104(e)(5)(A) of CERCLA, 42 U.S.C. Section 9604(e)(5)(A) of CERCLA, 42 U.S.C. Section 9604(e)(5)(A), and may be followed by the commencement of a civil penalty action and the imposition of a civil penalty not to exceed \$25,000 per day of non-compliance pursuant to Section 104(e)(5)(B) of CERCLA, 42 U.S.C. Section 9604(e)(5)(B).

Your response should include, but not be limited to, information and documentation concerning:

AR200105

1. Our file documentation indicates that Cooper Industries disposed of large quantities of waste solvents at the Osborne landfill. Our records also indicate that some of the solvents were disposed of "in a sump in a field behind the landfill". The solids were removed after the liquids were drained and disposed of in the landfill. Where was this "sump" located? Were chlorinated solvents disposed of in this sump? What wastes were disposed in this sump? Please furnish any available documentation regarding these wastes and activities related to the use of this sump.
2. Did Cooper Industries dispose of any RCRA listed wastes as defined by 40 CFR 261. Several wastes are questionable such as: plating wastes and spent solvents. Does Cooper Industries currently generate any wastes listed as hazardous wastes at the Grove City plant. If so, did Cooper Industries generate the same wastes during the period when Cooper used the Osborne landfill? If so, how did the Grove City plant dispose of these wastes? If the Grove City plant currently generates RCRA listed wastes, but did not generate these wastes during the operation of the Osborne landfill, please explain why.

If you have ever answered these questions in a prior 104(e) letter response, please reference the date of letter and your response.

As used herein, the term "documents" includes, but is not limited to, any invoices, checks, receipts, correspondence, offers, contracts, agreements, deeds, leases, manifests, licenses, original entry, minutes of meetings memoranda, notes, calendar or diary entries, agendas, bulletins, notices, announcements, charts, maps, photographs, drawings, manuals, brochures, reports of scientific, study or investigation, schedules, price lists, telegrams, teletype, phono-records, magnetic voice or videodiscs, computer printouts, or other data compilations from which information can be obtained or translated.

You are entitled to assert a claim of business confidentiality covering all or part of the submitted information, in the manner described in 40 C.F.R. Section 2.203(b). Information subject to a claim of business confidentiality will be made available to the public only in accordance with the procedures set forth in 40 C.F.R. Part 2. Subpart B. Unless a business confidentiality claim is asserted at the time the requested information is submitted, EPA may make this information available to the public without further notice to you.

AR200106

Please send the required information to:

Frank J. Vavra
U.S. Environmental Protection Agency, Region III
CERCLA Western Pennsylvania Section (3HW23)
841 Chestnut Building, 6th Floor
Philadelphia, PA. 19107

This information request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. Section 3501, et seq.

If you have any questions concerning this matter, please contact Frank J. Vavra at (215) 597-0676.

Sincerely,


Abraham Ferdas, Chief
Superfund Remedial Branch

cc. Jeffrey O. Cerar, esq.

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